

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL ACTION
	:	
v.	:	NO. 06-125
	:	
WAYNE HOGUE	:	CIVIL ACTION NO. 09-827

**ORDER**

**AND NOW**, this 6th day of December, 2011, upon consideration of the Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside or Correct Sentence (Document No. 76), the government's response, the defendant's supplemental statements and submissions, and after a hearing, it is **ORDERED** that the motion is **DENIED**.

**IT IS FURTHER ORDERED** that there is no probable cause to issue a certificate of appealability.

/s/Timothy J. Savage  
TIMOTHY J. SAVAGE, J.